



City of New Bedford
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January 12, 2016

City Council President Linda Morad
Honorable Members of the City Council
City of New Bedford
133 William Street
New Bedford, MA 02740

Re: Eastland Terrace Acceptance Order

Dear Council President Morad and Members of the City Council:

Pursuant to an Order of the City Council dated December 17, 2015, please find enclosed a proposed Order for the acceptance of Eastland Terrace, 50 feet wide, from Rockdale Avenue westerly 565.81 feet to terminus.

Very truly yours,

Jane Medeiros Friedman

Jane Medeiros Friedman
First Assistant City Solicitor

JMF/lp
enc.

CITY OF NEW BEDFORD

IN CITY COUNCIL

January 14, 2016

Resolved, that the common necessity and convenience of the inhabitants of the City of New Bedford require that **EASTLAND TERRACE**, 50 feet wide, from Rockdale Avenue westerly 565.81 feet to terminus be laid out and accepted.

The area taken for this layout of **EASTLAND TERRACE**, 50 feet wide, from Rockdale Avenue westerly 565.81 feet to terminus is bounded and described as follows:

Beginning at a granite bound in the westerly sideline of Rockdale Avenue that is 40.00 feet on a bearing of south 62°-29'-10" west, and 264.56 feet on a bearing of south 27°-30'-50" west from a granite bound on the northeast corner of Potter Street and Rockdale Avenue; thence,

By a curve to the left having a radius of 25.00 feet, a distance of 32.20 feet to a granite bound; thence,

South 78°-41'-17" west, 413.47 feet to a granite bound; thence,

By a curve to the left having a radius of 25.00 feet, a distance of 37.88 feet to a drill hole; thence,

By a curve to the right having a radius of 50.00 feet a distance of 205.71 feet to a granite bound; thence,

By a curve to the right having a radius of 195.00 feet, a distance of 105.82 feet to a spike; thence,

North 78°-41'-17" east, 384.41 feet to a granite bound; thence,

By a curve to the left having a radius of 25.00 feet, a distance of 46.34 feet to a granite bound in the westerly sideline of Rockdale Avenue; thence,

South 27°-30'-50" west, by the westerly sideline of Rockdale Avenue, 104.14 feet to a granite bound and point of beginning.

The above-described road contains an area of approximately 32,063 square feet and is more particularly shown on a plan entitled: "PLAN AND PROFILE OF THE LAYOUT OF EASTLAND TERRACE (50 FEET WIDE) FROM ROCKDALE AVENUE WESTERLY 565.81 FEET TO TERMINUS" at a scale of 1"=40' Horizontal and 1"=4' Vertical," dated September 28, 2015, prepared by Sean Leach, P.L.S.

Said road being the same right-of-way for Eastland Terrace as shown on the definitive subdivision plans of Eastland Farms.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of property are allowed sixty (60) days from and after the recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures.

The damages sustained by the owners of property aforesaid is hereby estimated and awarded as compensation in full to them as follows: To all persons: No damages.

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the award of damages does not relieve the owners of land taken from liability for taxes now uncollected for the fiscal year 2016 or any prior year.

WHEREAS, due notice has been given of the intention of the City to take said parcel of land for highway purposes, it is therefore

ORDERED, that the parcels of land heretofore described be and hereby are taken, interest being an easement in said land for highway purposes, under the provisions of General Laws Chapter 79, and accepted under the provisions of General Laws Chapter 82 as a public street or way of the City of New Bedford, said street to be known as **EASTLAND TERRACE**, and the grade therefor is established according to a plan heretofore referred to in this order, on file in the office of the City Clerk.

AND BE IT FURTHER ORDERED, that the City Clerk cause a copy of this order, certified by him, to be recorded on behalf of the City of New Bedford in the Registry of Deeds for the Southern District of Bristol County, and to give such other notices as are required by General Laws.